

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

1973 Legislative Session, Legislative Day No. 73-24

Bill No. 73-27 (As Amended)

Introduced by Mr. O'Neill at the request of the County Executive

AN ACT to repeal Section 230A of the Code of Public Local Laws of Harford County, Maryland, (1965 Edition, as amended), heading "The Harford Center"; and to enact new Section 230A in lieu thereof to stand in the place of the Section repealed to reconstitute the Harford Center, to provide for appointment by the County Executive with confirmation by the County Council of members of the Board of Directors upon recommendation of the Chairman of the Board of Directors of the Harford Center, and to provide for a transitional period for members now serving on the Board, and generally relating to the Harford Center.

By the Council August 14, 1973

Introduced, read first time, ordered posted and public hearing scheduled on
September 13 1973, at 7:30 P.M. in the
Council Hearing Room, Bel Air, Maryland.

By order, Yvonne B. Plunkett, Secretary

1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that Section 230A of the Code of Public Local Laws of
3 Harford County, (1965 Edition, as amended), heading "The Harford
4 Center", be, and it is hereby, repealed and that new Section 230A,
5 be, and it is hereby, added to said Code in lieu thereof to stand
6 in the place of the Section repealed to read as follows:
7 230A. The Harford Center.

8 (a) Reconstitution.

9 (1) The County Council of Harford County hereby
10 reconstitutes a body corporate and politic, known as "The Harford
11 Center", an instrumentality of Harford County and a public
12 corporation by that name, style and title. It shall have
13 perpetual existence, may contract and be contracted with, sue and
14 be sued, implead and be impleaded, and complain and defend in
15 all courts of law and equity.

16 (2) Directors, Appointment, Terms and Vacancies: The
17 Board of Directors of the Corporation shall consist of fourteen
18 (14) persons, all of whom shall be citizens of the State of
19 Maryland and residents of Harford County.

20 (i) There shall be the following ex-officio
21 directors: The County Executive and a member of the County
22 Council selected by that body, the director of the Department
23 of Social Services for Harford County, a representative selected
24 by the Harford County Board of Education, a medical doctor who
25 shall be appointed for an indefinite term, and the Health Officer
26 for Harford County. A designee of any ex-officio director may
27 serve in his stead.

28 (ii) The Directors shall be appointed by the County
29 Executive upon recommendation of the Chairman of the Board of

1 vacancies occur, their successors shall be appointed by the
2 County Executive, upon recommendation of the Chairman of the
3 Board of Directors. All appointments by the County Executive
4 under this section shall be subject to confirmation by the
5 County Council, in accordance with the Charter.

6 (iii) At least two, and not more than two, of the
7 non ex-officio directors shall be parents of handicapped children.

8 (3) Officers: Immediately after appointment, the
9 Directors of the Corporation shall enter upon their duties and
10 shall select one of their number as chairman and one as vice-
11 chairman, and shall establish whatever other offices as they
12 may deem appropriate.

13 (4) Compensation: The Directors of the Corporation
14 shall serve without compensation.

15 (5) Bylaws, Rules and Regulations: The Directors of
16 the Corporation shall adopt bylaws for the orderly conduct of its
17 corporate affairs and whatever rules and regulations as necessary
18 and appropriate to the exercise of its powers in accomplishing
19 the purposes of the corporation.

20 (b) Purpose. The purpose of the Corporation is:

21 (1) For the general benefit of the citizens of Harford
22 County and charitable in nature;

23 (2) As the instrumentality of government through
24 which programs and services are made available with both public
25 and private funds and resources to persons who are mentally
26 retarded, physically handicapped or are in need of any form of
27 rehabilitation related to mental or physical conditions;

28 (3) For the establishment of a corporate body as an
29 operating entity with public responsibility to construct, maintain

1 (c) Powers. In furtherance of the purposes of the
2 Corporation, it shall have the following powers:

3 (1) To establish, maintain and operate a residential
4 and day care training and rehabilitation center or centers and
5 any other facilities and services necessary for the proper care
6 and treatment of physically and mentally handicapped persons
7 who are residents of the County.

8 (2) To accept gifts, legacies, bequests or endowments
9 for the purposes of the Corporation. Unless otherwise specified
10 by the donor making such gift, legacy, bequest or endowment, the
11 Board in its discretion may expend both principal and income of
12 any gift, bequest, legacy or endowment to support the Corporation's
13 training and rehabilitation programs.

14 (3) To acquire and hold real and personal property in
15 its corporate name or in the name of Harford County, by any means;
16 and to sell or otherwise dispose of any property so acquired, and
17 to preserve and administer those properties.

18 (4) To provide adequate facilities and services for
19 the rehabilitation and training of the physically and mentally
20 handicapped citizens of the County, to include educational and
21 special educational services, rehabilitating and training programs,
22 residential and day care facilities, medical, nursing and recrea-
23 tional services and other similar activities; and in addition the
24 dissemination of information relative to the causes and prevention
25 of physical and mental handicaps.

26 (5) To establish and collect fees and charges for
27 institutional use and services rendered and to expend the income
28 therefrom for the support of facilities and the providing of
29 services. It is not intended, however, that operations, functions

1 deemed appropriate and may be related to ability to pay.

2 (6) To apply all monies, assets, property or other
3 things of value it may receive to the general purposes of the
4 Corporation.

5 (7) To cooperate with and assist, insofar as practicable,
6 any agency of the State of Maryland, the United States of America,
7 any subdivision of either, or any private agency or person in
8 furtherance of any of the purposes of this section.

9 (8) To employ an administrator and other employees
10 as may be required for its operations, and to establish their
11 qualifications, salaries and employee benefits.

12 (9) To integrate its facilities with, accept funds
13 from, and cooperate with the State Department of Health and
14 Mental Hygiene in all facets of its operations insofar as deemed
15 advisable by the Board of Directors, and to conform to the
16 regulations of the Department.

17 (10) To establish a close liaison with private organized
18 groups interested in physically and mentally handicapped persons
19 for the purpose of strengthening the endeavors of those groups
20 and enlisting their assistance in aiding the Corporation and its
21 programs.

22 (d) Powers usually possessed by private corporations. To
23 exercise any power usually possessed by private corporations in
24 performing similar functions, which is not in conflict with the
25 Constitution and the laws of this State and so all things necessary
26 and convenient to carry out the powers expressly granted by this
27 subtitle.

28 (e) Facilities to comply with laws and regulations. All
29 facilities constructed by the Corporation in furtherance of its

1 et. ff (1969 Replacement Volume), and of Article 43, Section
2 707 et. eff (1965 Replacement Volume), and other sections of
3 Article 43, as pertinent, as amended from time to time.

4 (f) Financial support; policy. The activities of the
5 Corporation shall be supported insofar as possible by citizen
6 support, voluntary contributions, fees and charges, payments
7 from the State and Federal Government. The County Council is
8 authorized to make annual appropriations in support of the
9 operations of the Corporation in furtherance of the objective of
10 aiding and rehabilitating the physically and mentally handicapped
11 citizens of Harford County. In further support of the objectives
12 of the Corporation, the County Council may make appropriations
13 for land acquisition and capital improvements, or borrow funds
14 for these purposes and issue individual notes, bonds, or other
15 evidences of indebtedness.

16 (g) Reports. The Board of Directors of the Corporation shall
17 annually report their activities to the County Executive, together
18 with a detailed financial statement of all monies received and
19 expended, and with recommendations and requests they may deem
20 appropriate to achieve the objectives and purposes of the
21 Corporation.

22 (h) Alternate program. Nothing herein is intended to
23 prohibit Harford County from recognizing a private non-profit
24 corporation as its administrative agent for the aid to the
25 retarded or handicapped under appropriate terms and conditions
26 and from granting funds to any public or non-profit corporation
27 for any type of service contemplated by this Act.

28 (11) Transitional Provisions for present members of the
29 Board of Directors.

1 The Directors now serving on the Board of Directors of the
2 Harford Center may serve out their present terms as provided
3 in Article III, Section 1 (b) of the bylaws of the Harford
4 Center. The bylaws shall be amended to conform to this
5 ordinance.

6 ~~Section 2. And Be It Further Enacted, that this Act shall take~~
7 ~~effect from the date it becomes law.~~

8 "SECTION 2. AND BE IT FURTHER ENACTED, THAT THIS ACT SHALL TAKE
9 EFFECT SIXTY (60) DAYS FROM THE DATE IT BECOMES LAW."

10 Effective: December 3, 1973
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LIBER 1 PAGE 175
BY THE COUNCIL

Read the third time.

Passed October 2, 1973 (LSD 73-29) (With Amendments)

~~XXXXXXXXXXXXXXXXXXXX~~
~~Failed of Passage~~

By order

Ungene B. Shuster, Secretary

Sealed with the County Seal and presented to the County Executive for his
approval this 3rd day of October, 1973 at
11:50 o'clock A.M.

Ungene B. Shuster, Secretary



BY THE EXECUTIVE

APPROVED:

Charles B. Anderson, Jr.
Charles B. Anderson, Jr., County Executive

Date 10-3-73

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the
Council, becomes law on December 3, 1973.